

DIGITAL VOICE SOLUTIONS, INC.

3200 WILSHIRE BOULEVARD, SUITE 1234 ST
LOS ANGELES, CA 90010

Attachment 1

Answers to questions No. 9

Digital Voice Solutions, Inc. as an applicant for global or limited resale authority, is eligible for streamlined processing, because the applicant is not one of the following,

1. The applicant is affiliated with a foreign carrier in a destination market it seeks authority to serve, *unless* the applicant clearly demonstrates in its application at least one of the following:
 - (i) The Commission has previously determined that the affiliated foreign carrier lacks market power in that destination market. The Commission maintains a [list of foreign carriers presumed to possess market power](http://www.fcc.gov/ib) on its website at <http://www.fcc.gov/ib>;
 - (ii) The applicant qualifies for a presumption of non-dominance under [47 C.F.R. § 63.10\(a\)\(3\)](#);
 - (iii) The affiliated foreign carrier owns no facilities, or owns only mobile facilities, in that destination market. For this purpose, a carrier is said to own facilities if it holds an ownership, indefeasible-right-of-user, or leasehold interest in bare transmission capacity in international or domestic telecommunications facilities (excluding ownership of switches);
 - (iv) The affiliated destination market is a WTO Member country and the applicant qualifies for a presumption of non-dominance under [§ 63.10 \(a\)\(4\)](#);

(v) The affiliated destination market is a WTO Member country and the applicant agrees to be classified as a dominant carrier to the affiliated destination country under § 63.10, without prejudice to its right to petition for reclassification at a later date; or

(vi) An entity with exactly the same ultimate ownership as the applicant has been authorized to provide the applied-for services on the affiliated destination route, and the applicant agrees to be subject to all of the conditions to which the authorized carrier is subject for its provision of service on that route; or

2. The applicant has an affiliation with a dominant U.S. carrier whose international switched or private line services the applicant seeks authority to resell (either directly or indirectly through the resale of another reseller's services), unless the applicant agrees to be classified as a dominant carrier to the affiliated destination country under Section 63.10 (without prejudice to its right to petition for reclassification at a later date); or
3. The applicant seeks authority to provide switched basic services over private lines to a country for which the Commission has not previously authorized the provision of switched services over private lines; or
4. The Commission has informed the applicant in writing, within fourteen days after the date of public notice listing the application as accepted for filing, that the application is not eligible for streamlined processing.

Answers to questions No.15

(d) A statement as to whether the applicant has previously received authority under Section 214 of the Act and, if so, a general description of the categories of facilities and services authorized (i.e., authorized to provide international switched services on a facilities basis);

(Answer) The applicant has not received authority under Section 214 of the Act

(e) (3) *Transfer of control or assignment.* If applying for authority to transfer control of a common carrier holding international Section 214 authorization or to acquire, by assignment, another carrier's existing international Section 214 authorization, the applicant shall complete paragraphs (a) through (d) of this section for both the transferor/assignor and the transferee/assignee.

(Answer) The applicant is not applying for authority to transfer control of a common carrier holding international Section 214 authorization

(g) Where the applicant is seeking facilities-based authority under paragraph (e)(4) of this section, a statement whether an authorization of the facilities is categorically excluded as defined by § 1.1306 of this chapter. If answered affirmatively, an environmental assessment as described in § 1.1311 of this chapter need not be filed with the application.

(Answer) The applicant is not seeking facilities-based authority under paragraph (e)(4) of this section